

(Rev 2/12)
(Without Petition)
(Under the Provisions of Chapter VI, Article 7,
Section 78 of the Charter of the City of Durham)

**STREET COMPLETION
RAVENSTONE SUBDIVISION**

**FINAL RESOLUTION ORDERING THE MAKING
OF LOCAL IMPROVEMENTS**

WHEREAS, the City Manager set a public hearing pursuant to the Resolution Authorizing the City Manager or Designee to Set Public Hearings and to Declare the Adoption of Resolutions of Intent (Resolution 9709), relative to the local improvements hereinafter described, and in doing so the **17th** day of **August, 2015** at 7:00 P.M., was fixed as the time and the Council Chamber of City Hall as the place when and where a public hearing would be held on the improvements proposed to be made; and

WHEREAS, a notice of the public hearing was published in the Durham Herald Sun on the **7th** day of **August, 2015**, said date of publication being not less than ten days prior to the date set for the public hearing; the notice stated that all objections to the legality of the making of said improvements are required by law to be made in writing, signed in person or by attorney and filed with the City Clerk at or before the time of said public hearing and that any such objections not so made will be waived; and

WHEREAS, a notice that a public hearing will be held on and at this specified time and place, generally describing the nature and location of the improvement, has been mailed to the owners of all property subject to assessment if the project herein described should be undertaken and that said notices were mailed by first-class mail to said owners on the **7th** day of **August, 2015**; and

WHEREAS, said public hearing has now been held and no objections have been made to the making of said improvements / objections have been made to the making of said improvements, which objections appear in the minutes of the City Council meeting.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DURHAM:

A. That this proceeding is taken under and will be governed by the provisions of Chapter VI, Article 7, Section 78 of the Charter of the City of Durham.

B. That the street segments proposed to be improved is or are as follows:

Oakchest Court from the west property line of Parcel ID 206289 through the cul-de-sac;
Hillview Drive from Ashburn Lane to the north property line of Parcel ID 204187;
Spicewood Court from Hillview Drive through the cul-de-sac;
Weathervane Drive from Hillview Drive to Rondelay Drive;
Red Sage Court from Weathervane Drive through the cul-de-sac ;
Conover Road from Hillview Drive to Rondelay Drive;
Rondelay Drive from the east property line of Parcel ID 207689 through the cul-de-sac;
Ashburn Lane from the north property line of Parcel ID 207712 to Rondelay Drive;
English Ivy Drive from Ashburn Lane through the cul-de-sac

IMPROVEMENTS ORDERED

Street Completion. That the street segments named in Paragraph B be completed in accordance with City of Durham standards and specifications, said completion of streets to include paving and all other work incidental to street completion and as necessary for final acceptance by City Council.

C. That if said local improvements are ordered made, the proportion of the cost thereof to be specially assessed and the terms of payment will be as follows:

SPECIAL ASSESSMENTS

Street Completion: That fifty percent of the total cost of street completion, less fifty percent of the street construction security proceeds actually received by the City of Durham for the Ravenstone subdivision, shall be specially assessed against the lots and parcels of land abutting directly on the street segments identified above in Paragraph B, at an equal rate per lot, and in accordance with the other provisions of Section 77(14) of the City of Durham Charter.

TERMS OF PAYMENT

The owners of the assessed property shall have the option, before the expiration of 30 days from the date of publication of the notice that the assessment roll has been confirmed, of paying the assessment either in cash in full or in ten annual installments without interest. If the option to pay in cash in full within said period of 30 days is not exercised, then the amount of such assessment shall be arranged into the established number of annual installments, the first of which shall become due and payable 30 days after the publication of the notice that the assessment roll has been confirmed, and one installment shall be due and payable on the same day of the month in each successive year thereafter until the assessment is paid in full.

D. That the authority by which this resolution is adopted is Chapter VI, Article 7, Section 78 of the Charter of the City of Durham. Pursuant to City of Durham Charter Section 78, all objections to the legality of the making of said improvements shall be made in writing, signed in person or by attorney, and filed with the City Clerk at or before the time of the public hearing heretofore provided for, and that any such objections not so made is waived.

E. That all public service corporations, including any telephone company, gas company, telegraph company, power company, are hereby notified to immediately make such changes/removals of their poles and other equipment as may be necessary and required, so as not to hinder, retard or delay the City of Durham in the performance of the work herein contemplated.

F. City Council finds that the making of these improvements is necessary to improve street segments that are currently in an unsafe and dangerous condition; to connect unfinished street segments to completed street segments; to promote the comfort, convenience, safety, health and welfare of the citizens of Durham; to promote the orderly growth and advancement of the City of Durham generally and specifically for the special benefit of the properties abutting the ordered improvements.

G. That the work on said improvements as hereinbefore set forth, ordered and provided for, shall be commenced at once, or as soon as practicable, after funds are available therefore.

H. That the Public Works Director is hereby directed to cause a notice of the ordering of the making of said improvement to be published (in the manner prescribed by Section 77(11)(g) of the Durham City Charter) one time in the Durham Herald Sun, a newspaper published in the City of Durham.

This **17th** day of **August, 2015**.